

## UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF NEW YORK

Index No.

1:22-CV-01993-JPO

03/09/2022

Calendar No.

KLAUBER BROTHERS, INC.

Plaintiff(s) Petitioner(s)

against

AEROPOSTALE, INC., ET AL.

Defendant(s) Respondent(s)

STATE OF DELAWARE, COUNTY OF: NEW CASTLE

Ss.:

The undersigned, being sworn, says: Deponent is not a party herein, is over 18 years of age and resides at Wilmington, DE

On 04/04/2022 at 11:00 AM .M., at C/O THE CORPORATION TRUST COMPANY, 1209 ORANGE ST., WILMINGTON, DE 19801

deponent served the within

summons and complaint  
 subpoena duces tecum  
 citation

 SUMMONS IN A CIVIL ACTION; COMPLAINT WITH JURY DEMAND;

defendant       witness      hereinafter called therein  
 respondent      the recipient      lamed

on

WALMART, INC.

## INDIVIDUAL

1. 

## CORPORATION

2. 

## SUITABLE AGE PERSON

3. 

## AFFIXING TO DOOR, ETC.

4. 

by delivering a true copy of each to said recipient personally; deponent knew the person so served to be the person described as said recipient therein.

a DELAWARE corporation, by delivering thereat a true copy of each to AMY MCLAREN

personally, deponent knew said corporation so served to be the corporation, described in same as said recipient and knew said individual to be MANAGING AGENT

by delivering thereat a true copy of each to a person of suitable age and discretion. Said premises is recipient's  actual place of business  dwelling place  usual place of abode within the state.by affixing a true copy of each to the door of said premises, which is recipient's  actual place of business  dwelling place  usual place of abode within the state. Deponent was unable, with due diligence to find recipient or a person of suitable age and discretion, thereat, having called there

## MAILING TO RESIDENCE USE WITH 3 OR 4

5A. Deponent talked to at said premises who stated that recipient  lived  worked there. Within 20 days of such delivery or affixing, deponent enclosed a copy of same in a postpaid envelope properly addressed to recipient at recipient's last known residence, at \_\_\_\_\_ and deposited

## MAILING TO BUSINESS USE WITH 3 OR 4

5B. 

said envelope in an official depository under exclusive care and custody of the U.S. Postal Service within New York State. Within 20 days of such delivery or affixing, deponent enclosed a copy of same in a first class post paid envelope properly addressed to recipient at recipient's actual place of business, at

## DESCRIPTION

in an official depository under the exclusive care and custody of the U.S. Postal Service within New York State. The envelope bore the legend "Personal and Confidential" and did not indicate on the outside thereof, by return address or otherwise, that the communication was from an attorney or concerned an action against the recipient.

|  |  |  |                                      |                                     |  |   |  |
|--|--|--|--------------------------------------|-------------------------------------|--|---|--|
| <input type="checkbox"/> Male              | <input checked="" type="checkbox"/> White Skin | <input type="checkbox"/> Black Hair            | <input type="checkbox"/> White Hair  | <input type="checkbox"/> 14-20 Yrs. | <input type="checkbox"/> Under 5'                  | <input type="checkbox"/> Under 100 Lbs.       |  |
| <input checked="" type="checkbox"/> Female | <input type="checkbox"/> Black Skin            | <input checked="" type="checkbox"/> Brown Hair | <input type="checkbox"/> Balding     | <input type="checkbox"/> 21-35 Yrs. | <input type="checkbox"/> 5'0"-5'3"                 | <input type="checkbox"/> 100- 130 Lbs.        |  |
|  |  | <input type="checkbox"/> Yellow Skin           | <input type="checkbox"/> Blonde Hair | <input type="checkbox"/> Mustache   | <input checked="" type="checkbox"/> 36-50 Yrs.     | <input checked="" type="checkbox"/> 5'4"-5'8" | <input checked="" type="checkbox"/> 131-160 Lbs. |
|  |  | <input type="checkbox"/> Brown Skin            | <input type="checkbox"/> Gray Hair   | <input type="checkbox"/> Beard      | <input type="checkbox"/> 51-65 Yrs.                | <input type="checkbox"/> 5'9"-6'0"            | <input type="checkbox"/> 161-200 Lbs.            |
|  |  | <input type="checkbox"/> Red Skin              | <input type="checkbox"/> Red Hair    | <input type="checkbox"/> Glasses    | <input type="checkbox"/> Over 65 Yrs. [- I Over 6' | <input type="checkbox"/>                      | <input type="checkbox"/> Over 200 Lbs.           |

Other identifying features: \_\_\_\_\_

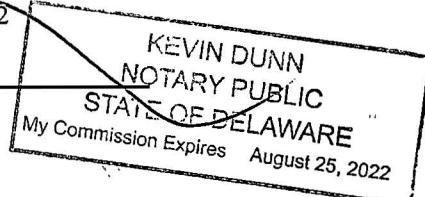
## WITNESS FEES

\$ \_\_\_\_\_ the authorizing traveling expenses \_\_\_\_\_  was paid (tendered) to the recipient \_\_\_\_\_  
and one day's witness fee: \_\_\_\_\_  was mailed to the witness with subpeona copy. \_\_\_\_\_

## MILITARY SERVICE

I asked the person spoken to whether recipient was in active military service of the United States or of the State of New York in any capacity whatever and received a negative reply. Recipient wore ordinary civilian clothes and no military uniform. The source of my information and the grounds of my belief are the conversations and observations above narrated. Upon information and belief I aver that the recipient is not in military service of New York State or of the United States as that term is defined in either the State or in the Federal statutes.

Sworn to before me on 04/04/2022



License No. \_\_\_\_\_

DENORRIS BRITT  
PROCESS SERVER